

AMENDED IN SENATE MAY 1, 2006

AMENDED IN SENATE FEBRUARY 27, 2006

SENATE BILL

No. 1127

Introduced by Senator Chesbro
(Coauthor: Assembly Member Berg)

January 9, 2006

An act to amend ~~Section 20723 of the Public Contract Code, and to amend~~ Section 37 of the Humboldt Bay Harbor, Recreation, and Conservation District Act (Chapter 1283 of the Statutes of 1970), relating to harbor districts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1127, as amended, Chesbro. ~~Harbor districts:~~ Humboldt Bay Harbor, Recreation, and Conservation District.

~~(1) Existing law authorizes the Board of Commissioners of a harbor district, without advertising for bids, to negotiate with the government of the United States for the purpose of assisting the board in the performance of any of the work authorized by the Local Agency Public Construction Act. Existing law permits the board to contribute to the United States all or any portion of the estimated cost of any work authorized by the act that is to be done by or under contract with the United States.~~

~~This bill would provide similar authorization for the board to negotiate with the State of California.~~

~~(2) Existing~~

Existing law establishes the Humboldt Bay Harbor, Recreation, and Conservation District within Humboldt County. Existing law authorizes the Board of Commissioners of the district, without advertising for bids, to negotiate with the government of the United

States for the purpose of assisting the board in the performance of any of the work authorized by the Humboldt Bay Harbor, Recreation, and Conservation District Act. Existing law permits the board to contribute to the United States all or any portion of the estimated cost of any work authorized by the act that is to be done by or under contract with the United States.

This bill would provide similar authorization for the board to negotiate with the State of California *for any work authorized under the act, except a construction or demolition project.*

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 20723 of the Public Contract Code is~~
2 ~~amended to read:~~

3 ~~20723. All work authorized to be done under this article,~~
4 ~~exceeding in cost the sum of five thousand dollars (\$5,000) shall~~
5 ~~be awarded upon competitive bidding, except that work~~
6 ~~consisting solely of new construction is required to be awarded~~
7 ~~upon competitive bidding only if it exceeds in cost the sum of ten~~
8 ~~thousand dollars (\$10,000). Notice of the proposed letting of this~~
9 ~~type of contract shall be given by advertisement for a period of~~
10 ~~two weeks or published pursuant to Section 6066 of the~~
11 ~~Government Code, in a newspaper of general circulation,~~
12 ~~published, printed, and circulated, in the district. The board may~~
13 ~~authorize additional publication in other newspapers of general~~
14 ~~circulation in the district when it deems that the publication~~
15 ~~would best serve the public interest. The contract shall be~~
16 ~~awarded to the lowest responsible bidder.~~

17 ~~The board may, without advertising for bids, negotiate with the~~
18 ~~government of the United States or the State of California for the~~
19 ~~purpose of assisting the board in the performance of any of the~~
20 ~~work authorized by this article, and the board may contribute to~~
21 ~~the United States or the State of California all or any portion of~~
22 ~~the estimated cost of any work authorized by this part that is to~~
23 ~~be done by or under contract with the United States or the State~~
24 ~~of California.~~

~~SEC. 2.~~

SECTION 1. Section 37 of the Humboldt Bay Harbor, Recreation, and Conservation District Act (Chapter 1283 of the Statutes of 1970) is amended to read:

SEC. 37. (a) The board may, without advertising for bids, negotiate with the government of the United States for the purpose of assisting the board in the performance of any of the work authorized by this act, and the board may contribute to the United States all or any portion of the estimated cost of any work authorized by this act that is to be done by or under contract with the United States.

(b) The board may, without advertising for bids, negotiate with the State of California for the purpose of assisting the board in the performance of any of the work authorized by this act, *except a construction or demolition project*, and the board may contribute to the State of California all or any portion of the estimated cost of any work authorized by this act, *except a construction or demolition project*, that is to be done by or under contract with the State of California.